

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03-MDL-1570 (GBD)(SN) ECF Case
This document relates to: <i>Basci et al v. Islamic Republic of Iran</i>	Case No. 20-cv-00415 (GBD)(SN) ECF Case

**[PROPOSED] PARTIAL FINAL DEFAULT JUDGMENT FOR  
BASCI PLAINTIFFS IDENTIFIED AT EXHIBITS A AND B**

Upon consideration of the evidence and arguments submitted by Plaintiffs in the above-captioned matter (the “*Basci* Plaintiffs”), who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of a victim injured and ultimately killed as a result of the terrorist attacks on September 11, 2001 (as identified on Exhibit A), or the estate of an individual who was injured and ultimately killed as a result of the terrorist attacks on September 11, 2001 (as identified on Exhibit B), in their Renewed Motion for Entry of Partial Final Default Judgment (“Motion”) and memorandum of law in support thereof, together with the entire record in this case, it is hereby:

**ORDERED** that the Motion is granted; and it is

**ORDERED** that default judgment as to liability is entered under 28 U.S.C. § 1605A against the Islamic Republic of Iran and in favor of all *Basci* Plaintiffs and; and it is

**ORDERED** that partial final judgment is entered under 28 U.S.C. § 1605A against the Islamic Republic of Iran and in favor of the *Basci* Plaintiffs as identified in the attached Exhibit A, who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of individuals killed as a result of the terrorist attacks on September 11, 2001, as indicated in Exhibit A; and it is

**ORDERED** that the *Basci* Plaintiffs identified in Exhibit A are awarded partial solatium

damages of \$12,500,000 per spouse, \$8,500,000 per parent, \$8,500,000 per child, and \$4,250,000 per sibling, as set forth in Exhibit A; and it is

**ORDERED** that partial final judgment is entered under 28 U.S.C. § 1605A against the Islamic Republic of Iran and in favor of the *Basci* plaintiffs as identified in the attached Exhibit B, who are each the estate of a victim injured and ultimately killed as a result of the terrorist attacks on September 11, 2001, as indicated in Exhibit B; and it is

**ORDERED** that the *Basci* Plaintiffs identified in Exhibit B are awarded partial compensatory damages for decedents' pain and suffering in an amount of \$10,000,000 to the estate of Mark Harris and \$7,000,000 per estate to each other estate, as set forth in Exhibit B; and it is

**ORDERED** that the *Basci* Plaintiffs identified in Exhibits A and B are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment, in the amount of \$ \_\_\_\_\_; and it is

**ORDERED** that the *Basci* Plaintiffs identified in Exhibits A and B may submit an application for economic damages, punitive damages, and other damages at a later date, consistent with any future rulings made by this Court.

The Clerk of the Court is hereby directed to terminate the motion docketed at MDL ECF No. 8362 and at 20-cv-00355 (S.D.N.Y.) ECF No. 65.

Dated: New York, New York  
\_\_\_\_\_, 2022

**SO ORDERED:**

\_\_\_\_\_  
GEORGE B. DANIELS  
United States District Judge

**EXHIBIT A**

EXHIBIT A												
#	9/11 Decedent First Name	9/11 Decedent Middle Name	9/11 Decedent Last Name	Decedent Suffix	Plaintiff First Name	Plaintiff Middle Name	Plaintiff Last Name	Plaintiff Suffix	Plaintiff's Relationship to 9/11 Decedent	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Solatium)
1	Michael		Behette		Marguerite		Behette		Sister	1	N/A	\$4,250,000
2	Michael		Behette		Marguerite		Behette (o/b/o Madeleine Behette)		Mother	1	N/A	\$8,500,000
3	Owen	Thomas	Carlock		Brendan	J.	Carlock		Brother	13	N/A	\$4,250,000
4	Owen	Thomas	Carlock		Edmond	B.	Carlock		Brother	13	N/A	\$4,250,000
5	Owen	Thomas	Carlock		Emily	Frances	Carlock		Daughter	13	N/A	\$8,500,000
6	Owen	Thomas	Carlock		Evan	George	Carlock		Son	13	N/A	\$8,500,000
7	Owen	Thomas	Carlock		Gil	Raymond	Carlock		Brother	13	N/A	\$4,250,000
8	Owen	Thomas	Carlock		Jacquelyn	Mae	Carlock		Daughter	13	N/A	\$8,500,000
9	Owen	Thomas	Carlock		Shirley	Jean	Carlock		Wife	13	N/A	\$12,500,000
10	Owen	Thomas	Carlock		Moira	C.	Carlock Rivas		Sister	13	N/A	\$4,250,000
11	James	Nicholas	Costello		Joan	Patricia	Costello		Mother	1	N/A	\$8,500,000
12	James	Nicholas	Costello		Timothy	Patrick	Costello		Brother	1	N/A	\$4,250,000
13	James	Nicholas	Costello		Kathleen	T.	Costello-Patire		Sister	1	N/A	\$4,250,000
14	James	Nicholas	Costello		Ann	Patricia	Lazar		Sister	1	N/A	\$4,250,000
15	John	Charles	Devlin		Nancy	Marie	Bukowski-Strandin		Wife	1	N/A	\$12,500,000

EXHIBIT A												
#	9/11 Decedent First Name	9/11 Decedent Middle Name	9/11 Decedent Last Name	Decedent Suffix	Plaintiff First Name	Plaintiff Middle Name	Plaintiff Last Name	Plaintiff Suffix	Plaintiff's Relationship to 9/11 Decedent	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Solatium)
16	Wayne		Haberland		Kurt	George	Haberland		Brother	1	N/A	\$4,250,000
17	Charles		Harcourt		Danielle		Harcourt		Wife	13	N/A	\$12,500,000
18	Charles		Harcourt		Kelsey	Alexandra	Harcourt		Daughter	13	N/A	\$8,500,000
19	Charles		Harcourt		Kevin		Harcourt		Son	13	N/A	\$8,500,000
20	Charles		Harcourt		Kyle		Harcourt		Son	13	N/A	\$8,500,000
21	Mark		Harris		Brandi	Marla	Harris		Wife	13	N/A	\$12,500,000
22	Mark		Harris		Jonathan	Eric	Harris		Son	13	N/A	\$8,500,000
23	Mark		Harris		Michael	Ian	Harris		Son	13	N/A	\$8,500,000
24	Gwynne	K.	MacPherson-Williams		Gregory	A.	Williams		Husband	13	N/A	\$12,500,000
25	Marilyn		Mucaria		Johnn		Basci		Son	1	N/A	\$8,500,000
26	Marilyn		Mucaria		Joseph		Mucaria		Husband	1	N/A	\$12,500,000
27	Marilyn		Mucaria		Henrey		Ricci		Son	1	N/A	\$8,500,000
28	Paul		Murphy		Ellen		Haggerty		Sister	1	N/A	\$4,250,000
29	Paul		Murphy		Carol		Murphy		Wife	1	N/A	\$12,500,000
30	Paul		Murphy		Jordan		Murphy		Daughter	1	N/A	\$8,500,000
31	Paul		Murphy		Kevin		Murphy		Brother	1	N/A	\$4,250,000

EXHIBIT A												
#	9/11 Decedent First Name	9/11 Decedent Middle Name	9/11 Decedent Last Name	Decedent Suffix	Plaintiff First Name	Plaintiff Middle Name	Plaintiff Last Name	Plaintiff Suffix	Plaintiff's Relationship to 9/11 Decedent	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Solatium)
32	Paul		Murphy		Richard		Murphy		Brother	1	N/A	\$4,250,000
33	Paul		Murphy		Taylor	Mary	Murphy		Daughter	1	N/A	\$8,500,000
34	Bennett	Andrew	Murtha		Kendall	Dean	Murtha		Daughter	13	N/A	\$8,500,000
35	Bennett	Andrew	Murtha		Kristin	Ann	Murtha		Daughter	13	N/A	\$8,500,000
36	Bennett	Andrew	Murtha		Janine		Rieling Murtha		Wife	13	N/A	\$12,500,000
37	Peter		Muscat		Angela		Muscat		Wife	1	N/A	\$12,500,000
38	Peter		Muscat		Kevin	Peter	Muscat		Son	1	N/A	\$8,500,000
39	Peter		Muscat		Louise	Muscat	Sigismondi		Daughter	1	N/A	\$8,500,000
40	Peter		Muscat		Marcel-Paul	Frankie	Muscat		Son	1	N/A	\$8,500,000
41	Michael		Mustillo		Anthony		Mustillo		Son	1	N/A	\$8,500,000
42	Michael		Mustillo		Dora		Mustillo		Wife	1	N/A	\$12,500,000
43	Michael		Mustillo		Michael	L.	Mustillo	Jr.	Son	1	N/A	\$8,500,000
44	Janet	A.	Nagle		Brian		Nagle		Son	1	N/A	\$8,500,000
45	Janet	A.	Nagle		Richard		Nagle		Husband	1	N/A	\$12,500,000
46	Donald	Allen	Newcomer		Kimberly	Sue	Mullins		Daughter	13	N/A	\$8,500,000
47	Donald	Allen	Newcomer		Bonnie	Patricia	Newcomer		Wife	13	N/A	\$12,500,000
48	Donald	Allen	Newcomer		Joel	Timothy	Newcomer		Son	13	N/A	\$8,500,000

EXHIBIT A												
#	9/11 Decedent First Name	9/11 Decedent Middle Name	9/11 Decedent Last Name	Decedent Suffix	Plaintiff First Name	Plaintiff Middle Name	Plaintiff Last Name	Plaintiff Suffix	Plaintiff's Relationship to 9/11 Decedent	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Solatium)
49	Donald	Allen	Newcomer		Joseph	Matthew	Newcomer		Son	13	N/A	\$8,500,000
50	Milagros		Ortiz		Caroline		Ortiz		Daughter	1	N/A	\$8,500,000
51	Milagros		Ortiz		Ernesto		Ortiz		Son	1	N/A	\$8,500,000
52	Milagros		Ortiz		Manuel		Ortiz		Son	1	N/A	\$8,500,000
53	Milagros		Ortiz		Mariano		Ortiz	Jr.	Son	1	N/A	\$8,500,000
54	Milagros		Ortiz		Mariano		Ortiz		Husband	1	N/A	\$12,500,000
55	Milagros		Ortiz		Miguel		Ortiz		Son	1	N/A	\$8,500,000
56	Milagros		Ortiz		Rosie		Perez		Daughter	1	N/A	\$8,500,000
57	Milagros		Ortiz		Charlotte		Solano		Daughter	1	N/A	\$8,500,000
58	Daniel		O'Sullivan		Kathleen		Boyian		Sister	13	N/A	\$4,250,000
59	Daniel		O'Sullivan		Patricia		O'Sullivan		Sister	1	N/A	\$4,250,000
60	Daniel		O'Sullivan		Teri		Roldan		Daughter	1	N/A	\$8,500,000
61	Joseph		O'Toole		Brian		O'Toole		Son	1	N/A	\$8,500,000
62	Joseph		O'Toole		Christine		O'Toole		Wife	1	N/A	\$12,500,000
63	Joseph		O'Toole		Jeannette		Pelt (Kenny)		Daughter	1	N/A	\$8,500,000
64	Joseph		O'Toole		Elizabeth		Zuck		Daughter	1	N/A	\$8,500,000
65	Robert		Petrone		Jenna-Lyn		Petrone		Daughter	1	N/A	\$8,500,000

EXHIBIT A												
#	9/11 Decedent First Name	9/11 Decedent Middle Name	9/11 Decedent Last Name	Decedent Suffix	Plaintiff First Name	Plaintiff Middle Name	Plaintiff Last Name	Plaintiff Suffix	Plaintiff's Relationship to 9/11 Decedent	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Solatium)
66	Robert		Petrone		Leanna		Petrone		Daughter	1	N/A	\$8,500,000
67	Raymond		Pfeifer		Caryn		Pfeifer		Wife	1	N/A	\$12,500,000
68	Raymond		Pfeifer		Taylor		Pfeifer		Daughter	1	N/A	\$8,500,000
69	Raymond		Pfeifer		Terence		Pfeifer		Son	1	N/A	\$8,500,000
70	Michael	V.	Quinn		Madeline	Ann	Quinn		Wife	1	N/A	\$12,500,000
71	Michael	V.	Quinn		Michael	Dee	Quinn		Son	1	N/A	\$8,500,000
72	Michael	F.	Shipsey		Lauren	A.	Fischer		Daughter	1	N/A	\$8,500,000
73	John		Thomasian		Patricia		Thomasian		Wife	13	N/A	\$12,500,000
74	Elizabeth	Ann	Walsh		Richard	John	Walsh		Son	1	N/A	\$8,500,000



**EXHIBIT B**

EXHIBIT B											
#	Decedent First Name	Decedent Middle Name	Decedent Last Name	Suffix	Personal Representative First Name	Personal Representative Middle Name	Personal Representative Last Name	Personal Representative Suffix	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Wrongful Death / Pain & Suffering)
1	Michael		Behette		Anthony		Behette		1	N/A	\$7,000,000
2	Owen	Thomas	Carlock		Shirley	Jean	Carlock		13	N/A	\$7,000,000
3	James	Nicholas	Costello		Joan	Patricia	Costello		1	N/A	\$7,000,000
4	John	Charles	Devlin		Nancy	Marie	Bukowski-Strandin		1	N/A	\$7,000,000
5	Mark		Harris		Brandi	Marla	Harris		13	N/A	\$10,000,000
6	Gwynne	K.	MacPherson-Williams		Gregory	A.	Williams		13	N/A	\$7,000,000
7	Marilyn		Mucaria		Joseph		Mucaria		1	N/A	\$7,000,000
8	Paul		Murphy		Carol		Murphy		1	N/A	\$7,000,000
9	Michael		Mustillo		Dora		Mustillo		1	N/A	\$7,000,000
10	Milagros		Ortiz		Mariano		Ortiz		1	N/A	\$7,000,000
11	Daniel		O'Sullivan		Teri		Roldan		1	N/A	\$7,000,000
12	Joseph		O'Toole		Christine		O'Toole		1	N/A	\$7,000,000
13	Robert		Petrone		Leanna		Petrone		1	N/A	\$7,000,000

EXHIBIT B											
#	Decedent First Name	Decedent Middle Name	Decedent Last Name	Suffix	Personal Representative First Name	Personal Representative Middle Name	Personal Representative Last Name	Personal Representative Suffix	ECF for Plaintiff's Claim Against Iran in case 20-cv-00355	ECF for Plaintiff's Prior Damages	Compensatory Damages (Wrongful Death / Pain & Suffering)
14	Michael	V.	Quinn		Madeline	Ann	Quinn		1	N/A	\$7,000,000